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EPA Proposes Penalty Against Atka Pride Seafoods, Inc. for Clean Water Act Violations

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10 (ORC-158)
1200 6TH AVENUE
SEATTLE, WA 98101

Date of Notice: March 13, 2006

Comment Period Open Until: April 12, 2006

Action: Proposed Penalty Assessment under the Clean Water Act

Description of Violation and Relief Sought: Pursuant to Section 309(g)(4) of the Clean Water Act ("Act"), the Environmental Protection Agency, Region 10 ("EPA") is providing public notice of the proposed penalty described below. In order to provide opportunity for public comment, EPA will not take final action in this proceeding prior to 40 days after publication of this notice.

EPA proposes to commence an administrative penalty action against Atka Pride Seafoods, Inc. ("Respondent") for violations of the Clean Water Act. EPA alleges that the Respondent is in violation of the Clean Water Act for failure to obtain a National Pollutant Discharge Elimination System ("NPDES") permit. EPA proposes to assess a penalty in the amount of \$65,500.

Persons wishing to comment on EPA's proposed action or to become participants in this action may do so by submitting their address and telephone number, along with written comments, to the Regional Hearing Clerk at the address above within 30 days of the date of this notice. This is a Class II administrative penalty proceeding, governed by Section 309(g)(2)(B) of the CWA and the procedural rules found at 40 C.F.R. Part 22. The requirements that apply to public comment and participation are set forth in 40 C.F.R. § 22.45.

Name of Case: Atka Pride Seafoods, Inc.

Docket Number of the Complaint: CWA-10-2006-00090

Name and address of Complainant:

Michael A. Bussell, Director
Office of Compliance and Enforcement
U.S. Environmental Protection Agency
Region 10 (OCE-164)
1200 Sixth Avenue
Seattle, Washington 98101

Name and address of Respondent:

Atka Pride Seafoods, Inc.
234 Gold Street
Juneau, Alaska 99801

Name, address, and telephone number of Regional Hearing Clerk:

Carol Kennedy, Regional Hearing Clerk
U.S. Environmental Protection Agency
Region 10 (ORC-158)
1200 Sixth Avenue
Seattle, Washington 98101
(206) 553-0242

Location of Facility: Atka, AK

Applicable Permit No.: Unpermitted

Business/activity of Respondents: Seafood Processing

Comments Accepted: In accordance with 40 C.F.R. § 22.45, any person wishing to comment on or participate in this proceeding must notify the Regional Hearing Clerk within 30 days of this notice. The person must provide a name, complete mailing address, and any comments the person has on this action.

A copy of the administrative complaint is available for review and copying between the hours of 8:30 a.m. and 4:00 p.m., Monday through Friday, at EPA's Seattle Office (see address listed above).

For any additional information on this action, please contact Tara Martich at (907) 271-6592.

*Unit: NPDES Compliance Unit
Point of contact: Tara Martich
Email: martich.tara@epa.gov
Phone Number: (907) 271-6592
Last Updated: 03/13/2006 10:29:06 AM*

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